UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

INTERNATIONAL BUSINESS MACHINES CORPORATION,

Plaintiff,

PATAMA CHANTARUCK,

V.

Defendant.

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

Case No. 7:23-CV-01191-CS

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff International Business Machines Corporation and Defendant Patama Chantaruck, through their respective counsel, that the above-captioned action be, and the same hereby is, dismissed with prejudice pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, with each party bearing that party's own attorneys' fees and costs.

Dated: July 24, 2023

DAVIS+GILBERT LLP

James R. Levine Sarah Benowich 1675 Broadway

New York, New York 10019 Telephone: (212) 468-4985 ilevine@dglaw.com

jlevine@dglaw.com sbenowich@dglaw.com

Attorneys for Plaintiff
International Business Machines Corporation

HARRIS ST. LAURENT & WECHSLER LLP

Kim L. Michael

40 Wall Street, 53rd Floor New York, New York 10005 Telephone: (212) 847-7914 kmichael@hs-law.com

Attorneys for Defendant Patama Chantaruck